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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

LIANG XIAO,

Plaintiff,

v.

EMILIO T. GONZALEZ, Director of the U.S.
 Citizenship and Immigration Services;
 ALBERTO R. GONZALES, as Attorney General
 of the United States,

Defendants.

No. C 07-0556 SI

**STIPULATION TO CONTINUE
 HEARING DATE and EXTEND DATES
 OF PARTIES' CROSS MOTIONS FOR
 SUMMARY JUDGMENT, and
 [PROPOSED] ORDER**

Date: November 16, 2007
 Time: 9:00 a.m.

The plaintiff, by and through his attorney of record, and defendants, by and through their attorneys of record, hereby stipulate, subject to approval of the Court, to the following:

1. On September 18, 2007, the Court scheduled a hearing on the parties' cross motions for summary judgment on November 16, 2007, and further ordered the parties to submit their cross motions for summary judgment on October 12, 2007.
2. On September 14, 2007, USCIS initiate the process to expedite the Plaintiff's name check.
3. In order to allow sufficient time for the FBI to receive and complete the name check, and for USCIS to receive the completed name check result for the Plaintiff, the parties hereby respectfully ask this Court to extend the dates in the Court's scheduling order as follows:

Parties' Motions for Summary Judgment: November 23, 2007
Parties' Oppositions to the Summary Judgment: December 7, 2007
Hearing: December 21, 2007, at 9:00 a.m.

Dated: October 12, 2007

Respectfully submitted,

SCOTT N. SCHOOLS
United States Attorney

/s/
ILA C. DEISS
Assistant United States Attorney
Attorney for Defendants

Dated: October 12, 2007

/s/
DANIEL T. HUANG
Attorney for Plaintiff

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date:



SUSAN ILLSTON
United States District Judge